

CASE NO. 08cv3131

ATTACHMENT NO. 8

EXHIBIT C-part 5

TAB (DESCRIPTION) _____

1 got to be a problem yet.

2 Q. Okay. All right. Let's put that aside.

3 A. There's a reason why I went because I
4 never had a problem before this, and then it
5 happened and I had a problem.

6 Q. Okay. Other than the problem with the
7 urinating, was there any other reason you felt that
8 you needed medical attention?

9 A. I don't know. That was the main reason.

10 Q. Okay. And that happened late in the
11 afternoon on August 31, 2007, right?

12 A. Whatever the record says, yes.

13 Q. And between the time that you got back to
14 your home on Nottingham and the time you went to
15 the hospital, did you shower, did you change or
16 anything like that?

17 A. I changed my clothes. I don't know if I
18 showered. I mean, my pants were ripped. I wasn't
19 going to walk around with my pants like that, you
20 know.

21 Q. So you changed your pants?

22 A. And I changed my shirt, too, yes.

23 Q. Did you have any blood on your shirt?

24 A. I do not recall.

1 Q. Do you have that shirt today?

2 A. I do not recall.

3 Q. You don't know today, this day --

4 A. If I have that jersey?

5 Q. That's right. I want to know if you have
6 that jersey.

7 A. I've moved since then. I could look in
8 the boxes. I'm -- I have a lot of jerseys. I'm
9 still missing a Mario Lamew (phonetic) jersey. It
10 might be in a box. I don't know.

11 Q. No, Matthew, I want to know if you have
12 that one.

13 A. I might. I might not.

14 Q. If you have it, does it have any blood on
15 it?

16 A. I don't know.

17 Q. Is it my understanding that when you went
18 to court on the charges that were brought against
19 you down -- what was it Markham?

20 A. No.

21 Q. I don't remember what court it was, but --

22 A. Kedzie.

23 Q. Okay. When you went to that court you
24 were defended by a public defender; is that right?

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1 A. I don't recall.

2 Q. Did you pay a lawyer to defend you?

3 A. I don't recall.

4 Q. Do you have any receipt showing that you
5 paid any lawyer for that, for defending you in that
6 case?

7 A. No, I don't.

8 Q. Because you didn't pay anybody?

9 A. I didn't have -- I don't know if that's
10 it. I never paid a lawyer. I don't know if my
11 parents did or not.

12 MR. KOEHLER: Here. We can mark that.

13 (Whereupon, Granberg Deposition
14 Exhibit No. 4 was marked for
15 identification.)

16 BY MS. ROSEN:

17 Q. Matthew, that Exhibit 3 is a transcript of
18 the --

19 MR. FITZSIMMONS: Are we going to wait for Jay
20 to come back?

21 MS. ROSEN: For this, no.

22 BY MS. ROSEN:

23 Q. That's the transcript from the day you
24 went to court on charges that were brought against

1 you from the August 30, 2007 incident, okay? Do

2 you see that?

3 A. Okay.

4 Q. You're reviewing it now?

5 A. Yes.

6 Q. Why don't you take your time and take a

7 look at that?

8 A. Okay.

9 Q. Okay. Does that accurately record what
10 happened on October 19, 2007, with respect to your
11 court case?

12 A. Most of it, yes.

13 Q. Okay. And when I say does Exhibit 3
14 accurately record everything that happened on this
15 particular day on October 19, 2007?

16 A. Yes.

17 Q. Okay. And it also states that you were
18 defended by a public defender?

19 MR. FITZSIMMONS: I'm going to object to that
20 characterization. It has the name of a public
21 defender, but there's nothing in the transcript
22 that a public defender stepped and entered an
23 appearance or did anything on the record.

24

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1 BY MS. ROSEN:

2 Q. All right. Do you see in front of it
3 says, appearances? Take a look at that transcript,
4 you see where it says appearances?

5 A. Yes.

6 Q. Okay. Matthew, under appearances I think
7 we can agree that one of the appearances was made
8 by a public defender; is that right?

9 MR. FITZSIMMONS: This requires that he
10 understands -- I'm going to object to that. It
11 requires that he understands exactly what this
12 means, what all this means. I'm going to object to
13 it because you haven't laid a foundation that he
14 understands. I'm going to object to it. He
15 doesn't understand what this transcript means.

16 MS. ROSEN: That's fine.

17 BY MS. ROSEN:

18 Q. Do you remember the name of the attorney
19 who represented you in court?

20 A. Cannot recall.

21 Q. Do you remember if the attorney was a
22 public attorney, a public defender or a private
23 attorney?

24 A. Can't recall.

1 Q. Do you know if it was a man or woman who
2 was defending you?

3 A. Cannot recall.

4 Q. Do you remember how you engaged the
5 services of this attorney?

6 A. Cannot recall.

7 Q. Well, let me ask you this. Did you have
8 an attorney at all who represented you on
9 October 19, 2007?

10 A. I can't recall.

11 Q. Let's go back to the incident itself. You
12 said you were running and your shoe fell off; is
13 that right?

14 A. Correct.

15 Q. Where did your shoe fall off?

16 A. I could not tell you where it fell off,
17 but I know somewhere around Garland or Randolph
18 over there.

19 Q. Right.

20 Was it on the corner of Garland or
21 Randolph?

22 A. If I answered this in the last deposition,
23 did I or no?

24 Q. I don't remember. That's why I --

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1 A. I don't recall where it fell off. If it
2 fell off on Randolph or Garland on the corner. It
3 fell off.

4 Q. Okay. Remember how far you were from that
5 flower bed that you fell into when it fell off?

6 A. I do not recall.

7 Q. More than 10 feet away?

8 A. I do not recall.

9 Q. Could have been?

10 A. I do not recall.

11 Q. More than 20 feet away?

12 A. If I don't recall where it fell off at, I
13 am definitely not going to recall how many feet it
14 fell from the flower bed.

15 Q. Have you in the course of this deposition
16 told us everything that Kimble did, Geanes did and
17 Collins did with respect to how they treated you on
18 August 30 and August 31, 2007?

19 A. Yes.

20 Q. Is there anything else that any of these
21 three men did to you that you weren't asked about
22 or you didn't tell us about?

23 A. No.

24 MR. FITZSIMMONS: Let me make an objection and
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1 clarify for the record, when you talk about this
2 deposition, you're talking about --

3 MS. ROSEN: Both sessions.

4 MR. FITZSIMMONS: Both sessions?

5 MS. ROSEN: Absolutely.

6 Do you have something else?

7 MR. KOEHLER: Yeah.

8 Can we mark that as an exhibit?

9 (Whereupon, Granberg Deposition
10 Exhibit No. 5 was marked for
11 identification.)

12 FURTHER EXAMINATION

13 BY MR. KOEHLER:

14 Q. Let me hand you what was marked
15 Plaintiff's Exhibit Number 4. It's a two-page
16 document. Have you ever seen that document before?

17 A. No.

18 Q. All right. Chicago Police Department
19 criminal history report, do you see that?

20 A. Yes.

21 Q. All right. This photograph was taken on
22 or about the time that you were given custody to
23 the Chicago Police Department, right?

24 A. Correct.

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1 Q. Okay. And this has inaccurate information
2 on it because it has the information from your fake
3 license, right?

4 A. Correct.

5 Q. So the California and the date of birth
6 are wrong, right?

7 A. Correct. So is the driver's license.

8 Q. Driver's license is wrong, too. It shows
9 California, right?

10 A. Correct.

11 Q. Shows here battery and resisting arrest is
12 what you were charged with, right?

13 A. Yes.

14 Q. But here it says criminal justice summary,
15 do you know what that means?

16 A. Total CPD arrests, one felony?

17 Q. Uh-huh.

18 A. No, I don't know what that means.

19 Q. Okay.

20 MR. KOEHLER: Do you, Joe?

21 MR. FITZSIMMONS: Yeah. They're making the
22 coding that resisting or obstructing as a felony,
23 if you take a look down. Right down here, it's got
24 there -- it's got F. Over here it's got Class 4

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1 felony, Class A misdemeanor which is incorrect
2 coding.

3 MR. KOEHLER: Okay. But up here it says, one
4 felony, zero misdemeanors, that's how I thought how
5 does this coordinate?

6 MR. FITZSIMMONS: Here's how it coordinates.
7 You hire the cheapest help possible, don't train
8 them and then overwork them; and you get garbage
9 in, garbage out.

10 MR. KOEHLER: Okay.

11 MR. FITZSIMMONS: It's the way it is today.

12 BY MR. KOEHLER:

13 Q. This photograph would have been taken
14 sometime on August 30 or August 31, right?

15 A. It was the next morning. It was on
16 August 31.

17 Q. August 31, but before your dad picked you
18 up, right?

19 A. Correct.

20 Q. Okay. When you went to the hospital --
21 between the time you went to the hospital and the
22 time you got home, you went back to your dad's
23 house, right?

24 A. Can you repeat the question?

1 Q. Yeah. Bad question.

2 After your dad picked you up, did you go
3 back to his house?

4 A. Yes.

5 Q. Did you before you went to the hospital
6 did you have a chance to grab some sleep?

7 A. I don't recall.

8 Q. Okay. Did they do a urinalysis at the
9 hospital?

10 A. I don't recall, whatever the records is.

11 Q. Did they take samples of your urine?

12 A. I don't recall.

13 Q. Okay. You were having problems urinating,
14 that's why I ask you?

15 A. Yes.

16 MR. KOEHLER: That's all I have.

17 MS. ROSEN: Let me go through this.

18 FURTHER EXAMINATION

19 BY MS. ROSEN:

20 Q. Did you tell anybody when you got to the
21 First District for Chicago police that -- what the
22 Metra police officers did to you?

23 A. No.

24 Q. Did you tell any of the folks at the First
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1 District that any of the Metra police officers put
2 a hand on you?

3 A. No.

4 Q. Did you ask any of the people at First
5 District that you wanted medical care?

6 A. No.

7 Q. Why not?

8 A. I cannot recall.

9 Q. Is it because up to that point you didn't
10 feel you needed medical care?

11 A. My urine -- well, my urinating wasn't
12 messed up yet, so . . .

13 Q. So you didn't really feel you needed
14 medical care until later in the afternoon?

15 A. Until -- yes.

16 Q. And why didn't you tell the people at
17 Chicago Police Department what happened at the
18 Metra police station?

19 A. Do not recall.

20 Q. When your dad picked you up was there any
21 point in time was he angry at you?

22 A. I do not recall.

23 Q. Was there any point in time that he blamed
24 you for what happened?

1 A. Do not recall.

2 Q. Are you saying that he might have, you
3 just don't recall that?

4 A. I've been the victim from the start, so
5 why would he blame me for being a victim?

6 Q. Matthew, I know that. What I'm asking you
7 is -- let's put that aside.

8 I want to know if there was any point in
9 time perhaps before he heard your entire story that
10 he was angry at you or blamed you for anything?

11 A. No.

12 Q. When he saw you -- well, strike that.
13 Why didn't he go to the hospital with you?

14 A. I do not recall. That was asked earlier.
15 I don't recall.

16 Q. You said that -- we saw pictures of your
17 pants. These are the pictures that we were given.

18 MR. FITZSIMMONS: You took those pictures.

19 MR. KOEHLER: Self-authenticating.

20 BY MS. ROSEN:

21 Q. These are the pants that we were shown by
22 your attorney representing these were the pants
23 that you were wearing on the day of the incident?

24 MR. FITZSIMMONS: And the record should reflect
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1 those pictures were taken in the office of Robert
2 Kuzas.

3 BY MS. ROSEN:

4 Q. Do you recognize what's depicted in the
5 photograph?

6 A. Yes.

7 Q. Are those the pants you wore?

8 A. Yes.

9 Q. You said they tore at what point in time
10 exactly?

11 A. From the time he pushed me, from the time
12 Collins pushed me, and I fell down.

13 Q. And that's when they tore? That's the
14 only time?

15 A. Yes.

16 Q. Can you explain how that happened because
17 I couldn't figure it out by looking at the pants?

18 A. Well, my ankle was cuffed, so when there's
19 force and pushing back, something's bound to rip,
20 right? That's how it happened. How else did it
21 happen? That's what happened. I remember it.

22 Q. Did the people at the Chicago Police
23 Department see that?

24 A. Well, it's kind of obvious someone's

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1 walking around with a big hole, I mean, you know, I
2 don't know if they recognized it.

3 Q. Does this photograph show exactly the way
4 the tear appeared after you fell to the ground?

5 A. Yes, I would say that. Exactly. It
6 ripped this whole -- my whole thigh was exposed, so
7 yes.

8 Q. And you wanted to -- you saved the pants
9 so you could use them in the lawsuit; is that
10 right?

11 A. Well, something wrong happened to me, so
12 that's part of one of the things that was wronged
13 to me.

14 Q. So where's the shirt, though?

15 A. As you asked earlier, I don't recall.

16 MR. KOEHLER: Can I ask a question?

17 FURTHER EXAMINATION

18 BY MR. KOEHLER:

19 Q. Did you wash those pants?

20 A. Those are as is.

21 Q. Never seen them.

22 A. Why would he I wash them?

23 Q. Okay.

24 A. I mean --

1 MS. ROSEN: I don't have anymore questions.

2 FURTHER EXAMINATION

3 BY FITZSIMMONS:

4 Q. Let me ask a couple of questions.

5 With respect to Officer Geanes, was
6 Officer Geanes present in the Metra office when you
7 were pushed to the ground by Sergeant Collins to
8 the best of your knowledge?

9 MR. KOEHLER: Objection to foundation.

10 MS. ROSEN: Yeah, if you know.

11 BY FITZSIMMONS:

12 Q. If you know.

13 A. I don't recall.

14 Q. Okay. At some point during your
15 incarceration in the Metra office did you ask the
16 Metra officers to loosen your handcuffs?

17 A. Yes.

18 Q. Okay. And did Officer Geanes respond to
19 that request and state to you that he was not going
20 to loosen the handcuffs because he didn't trust
21 you, white boy?

22 A. Correct.

23 Q. And when he made that statement he
24 characterized your race as that of a white buy; is

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1 that correct?

2 A. Correct.

3 Q. And later on and as a matter of fact he
4 did not loosen the happened cuffs at that point?

5 A. Correct.

6 Q. Later on was he one of the officers that
7 took you from the site of the illegal arrest to the
8 place of the detention in the First District in a
9 police vehicle; is that correct?

10 A. Yes.

11 Q. All right.

12 MR. FITZSIMMONS: I have nothing further.

13 FURTHER EXAMINATION

14 BY MS. ROSEN:

15 Q. How long was Geanes -- strike that.

16 How long were aware that Geanes was
17 actually in the police department or present in
18 the -- somewhere in that office?

19 A. I do not recall.

20 Q. More than an hour, less than an hour?

21 A. I do not recall.

22 MS. ROSEN: I have no are more questions.

23 MR. FITZSIMMONS: Signature waived.

24 FURTHER DEPONENT SAITH NAUGHT.

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1 STATE OF ILLINOIS)

2) SS:

3 COUNTY OF C O O K)

4 I, RAELENE STAMM, a Notary Public within
5 and for the County of Cook and State of Illinois,
6 do hereby certify that heretofore, to-wit, on the
7 19th day of March 2010, personally appeared before
8 me MATTHEW GRANBERG, a witness in a certain cause
9 now pending and undetermined in the United States
10 District Court, Northern District of Illinois,
11 Eastern Division, wherein MATTHEW GRANBERG is the
12 Plaintiff and METRA POLICE OFFICER DION KIMBLE,
13 STAR #105, SERGEANT ALFRED COLLINS, and POLICE
14 OFFICER LARRY GEANES are the Defendants.

15 I further certify that the said MATTHEW
16 GRANBERG was by me first duly sworn to testify the
17 truth, the whole truth, and nothing but the truth
18 in the cause aforesaid; that the testimony then
19 given by said witness was reported stenographically
20 by me in the presence of said witness and
21 afterwards reduced to typewriting by Computer-Aided
22 Transcription, and the foregoing is a true and
23 correct transcript of the testimony so given by
24 said witness as aforesaid.

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1 I further certify that the signature to
2 the foregoing deposition was waived by counsel for
3 the respective parties.

4 I further certify that the taking of this
5 deposition was pursuant to Notice and that there
6 were present at the deposition the attorneys
7 hereinbefore mentioned.

8 I further certify that I am not counsel
9 for nor in any way related to the parties to this
10 suit, nor am I in any way interested in the outcome
11 thereof.

12 IN TESTIMONY WHEREOF: I have hereunto set
13 my hand and affixed my notarial seal this 22nd day
14 of March, 2010.

15

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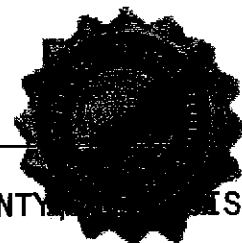
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Raeane Stamm

NOTARY PUBLIC, COOK COUNTY, ILLINOIS



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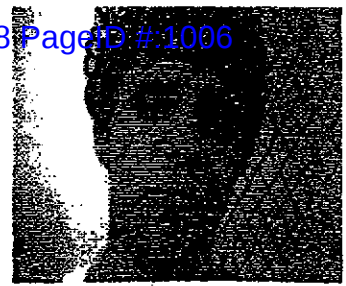
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Security Incident Report



Event: Bears Vs Browns Date: 8/30/07 Time: 7:55 PM
 Weather / Temp Clear / 75 Arrest: No Police Report: _____
 Subject: ☒ Patron ☐ Contractor ☐ Supplier ☐ Participant ☐ Other _____
 Name: Matthew Granberg Phone Number: _____
 Address: 6119 N Mason
 City / State: CHICAGO, ILL Zip Code: 60646
 Id # no id Emergency Contact _____

Location of Incident: _____ section 332
 Monterrey Security: velasquez Person Reporting Conduct _____ / S3
 Subject in Possession of Ticket: Yes Ticket # 429 / 20 / 24

Nature of Incident: (Narrative):

In summary above subject detained after being found in violation of page ____ of the Bears 07 fan Code, "____ code of conduct" in that:

Subject was identified by a S3 staff as the individual in above section who was see pushing other patrons. Subjects actions escalated into a fight. Subject admits being involved in a fight, but claims he was the victim. Subject released after no victims could be found.

Δ π EXHIBIT 1
 Deponent Granberg
 Date 31/9/10 Rptr. RS
 www.deponet.com

Victim / Complainant: _____

Name: _____

Address: _____

Telephone: _____

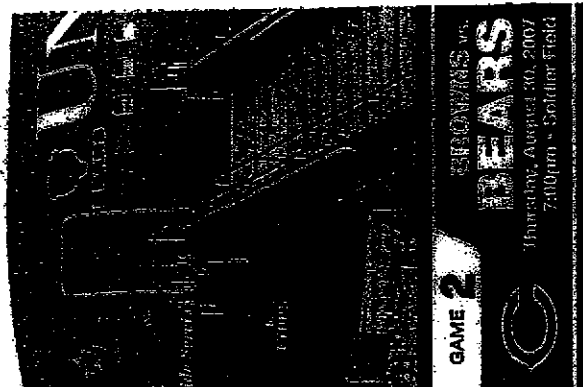
Injuries: _____

I, thaw Granberg, do hereby hold:

their agents free and harmless from any and all claims arising from this incident.

Subj

ENTER SOUTH GATES GRANDSTAND
 SEC 429 ROW 20 SEAT 24*
 Ticket Price \$58.56
 Taxes \$6.44
 TOTAL \$65.00




GAME 2 BEARS VS BROWNS
 Thursday, August 30, 2007
 7:00pm - Soldier Field
 ARMED FORCES BENEFIT GAME
 SEC 429 ROW 20 SEAT 24*
 GRANDSTAND 370275

ENTER SOUTH GATES GRANDSTAND
SEC 429 ROW 20 SEAT 24*

2

Ticket Price	\$58.56
Taxes	\$6.44
TOTAL	\$65.00



GAME 2 BEARS

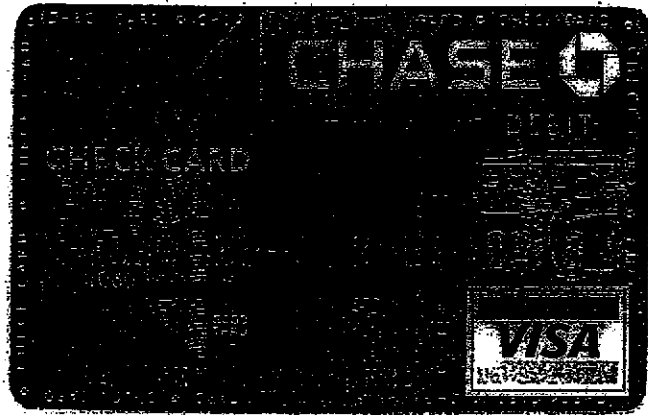
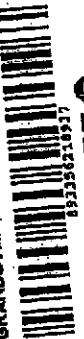
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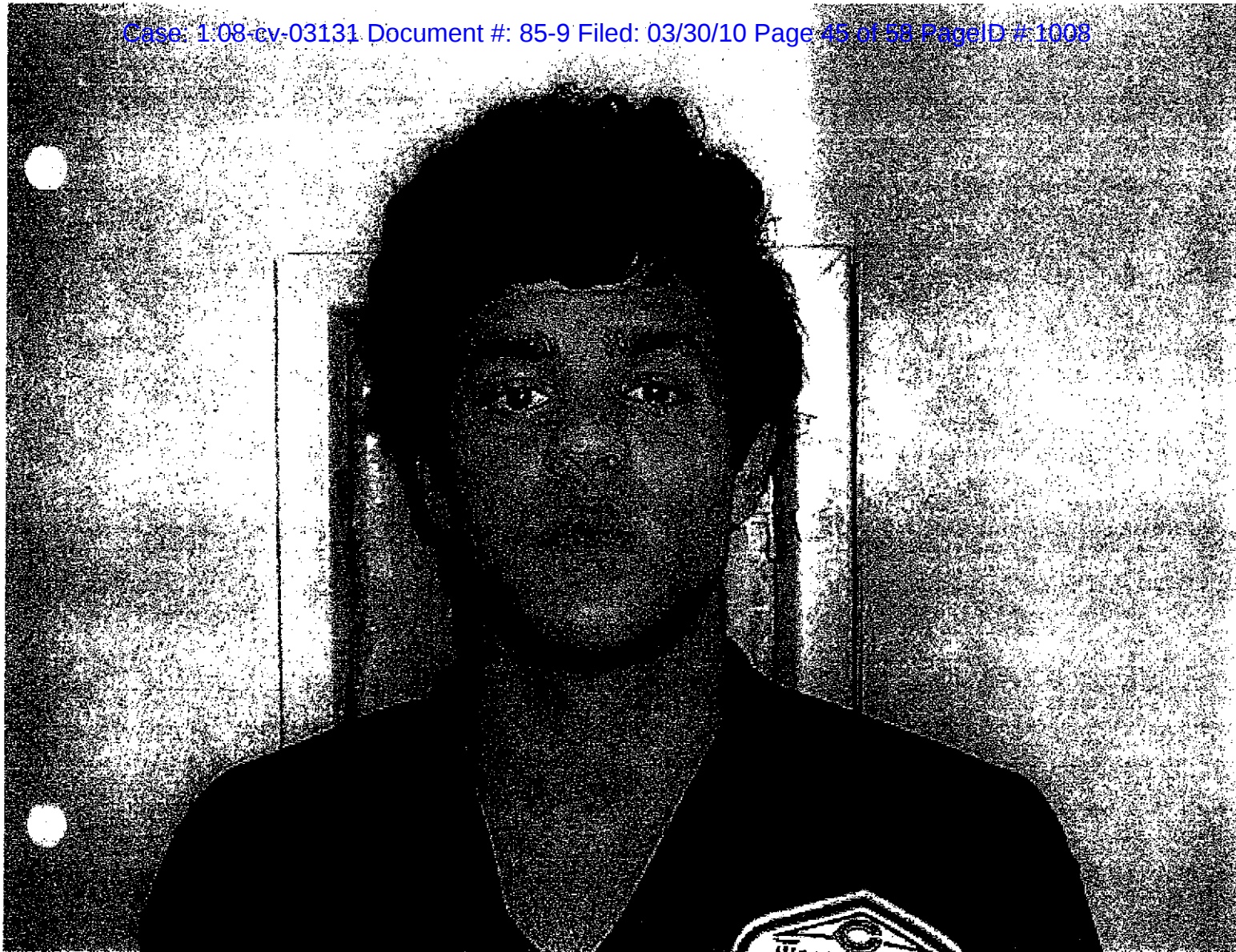
SEC 429 ROW 20 SEAT 24*

GRANDSTAND

370275

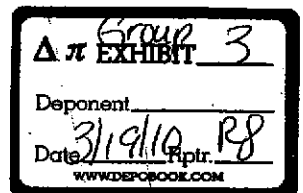
CHASE

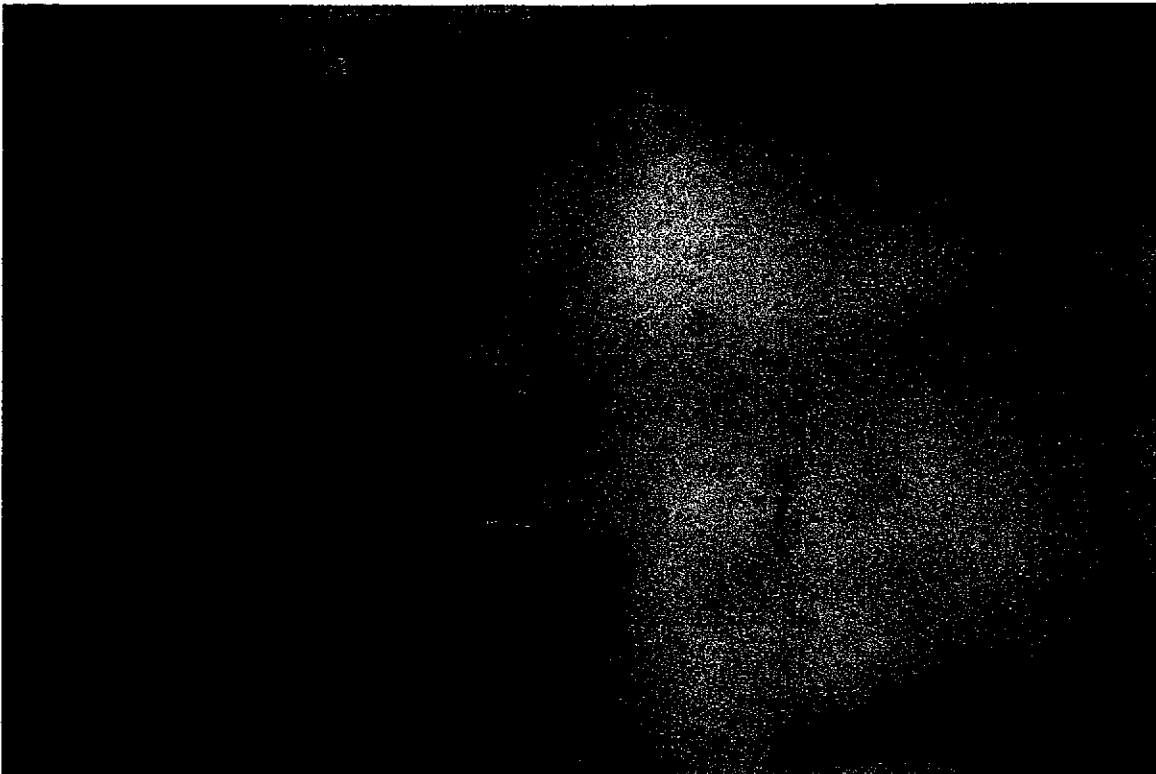
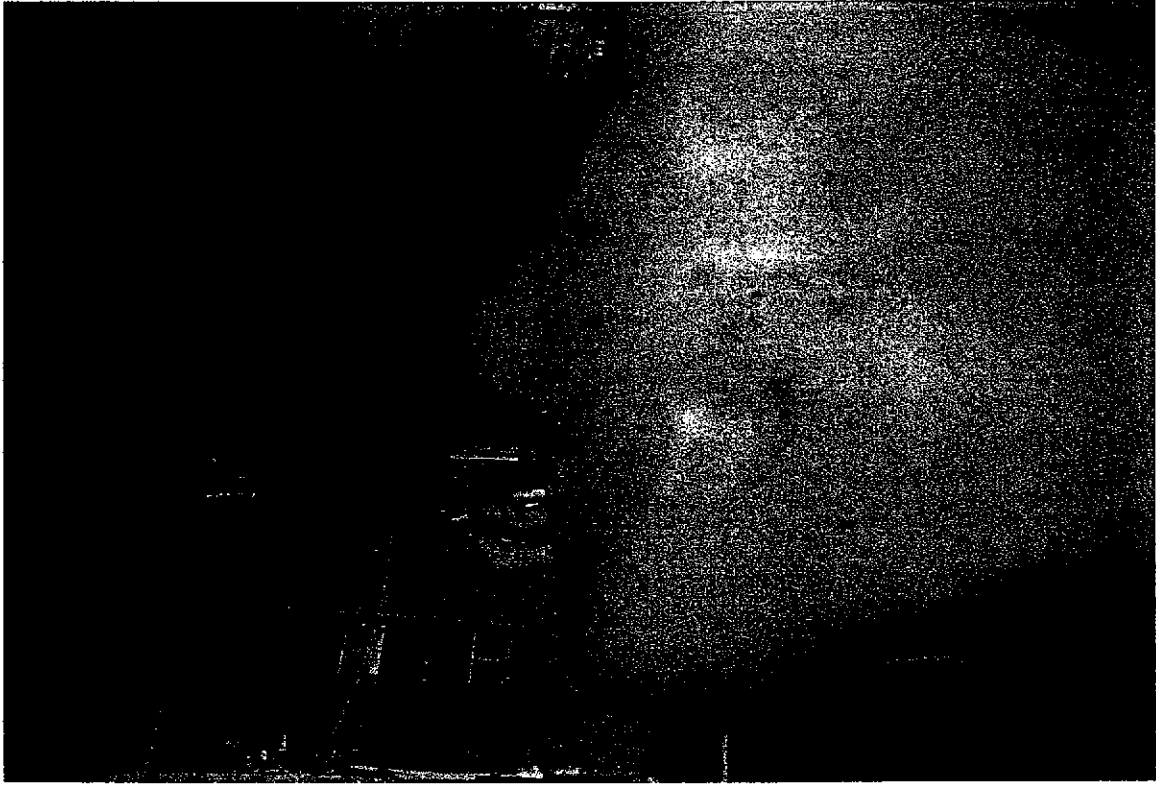


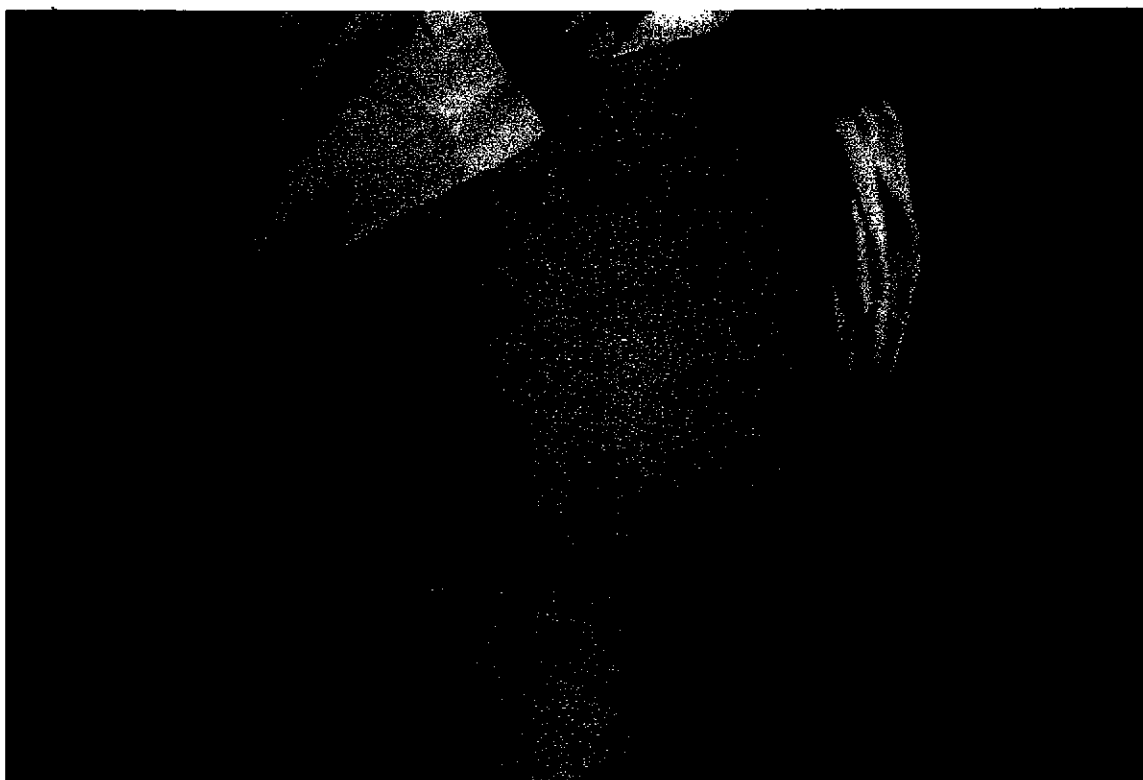
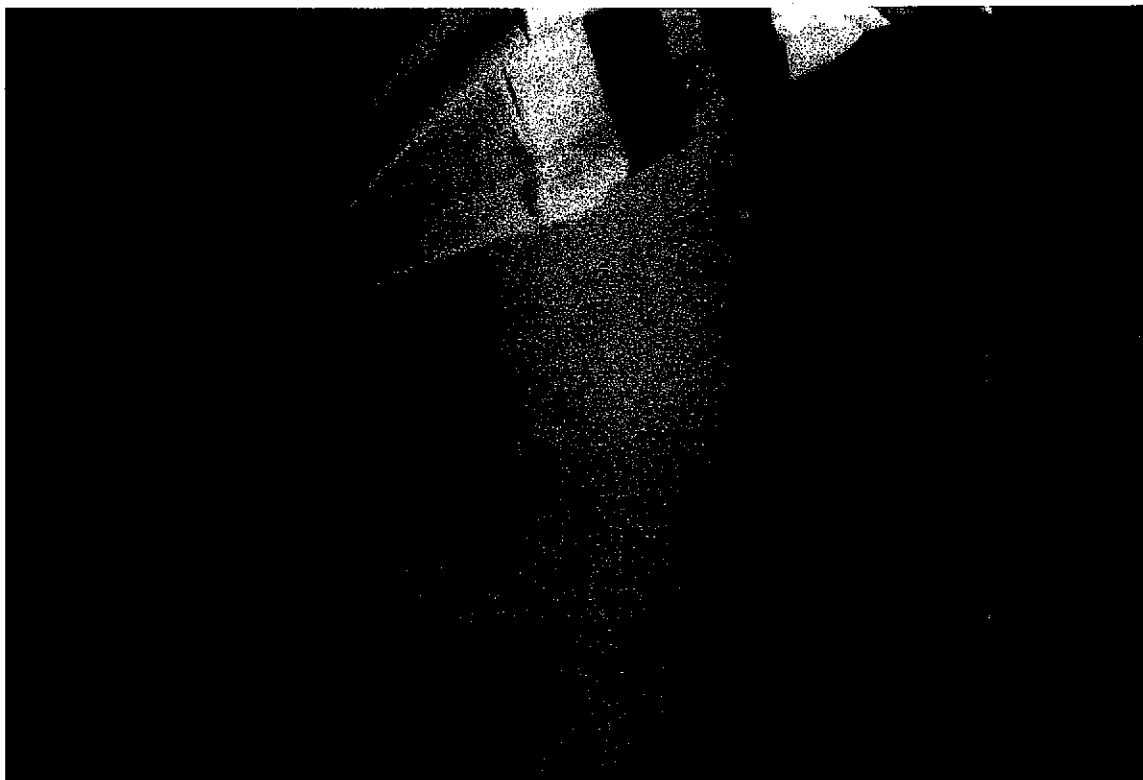


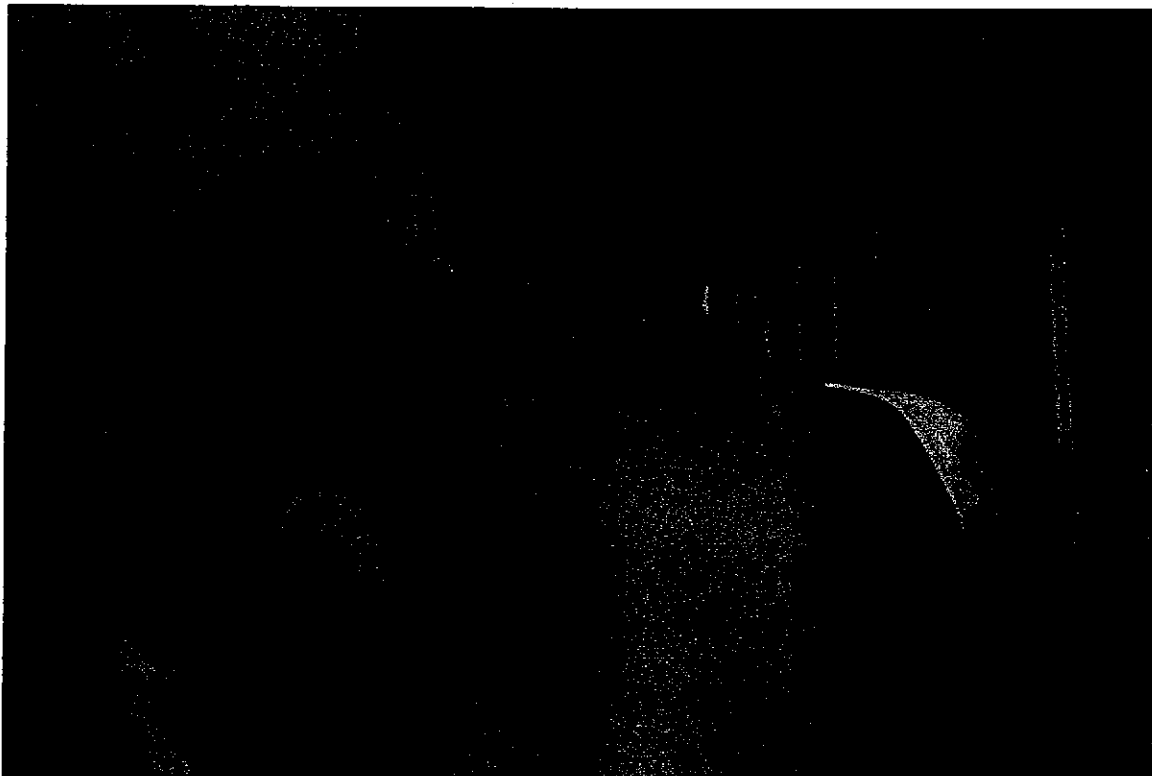
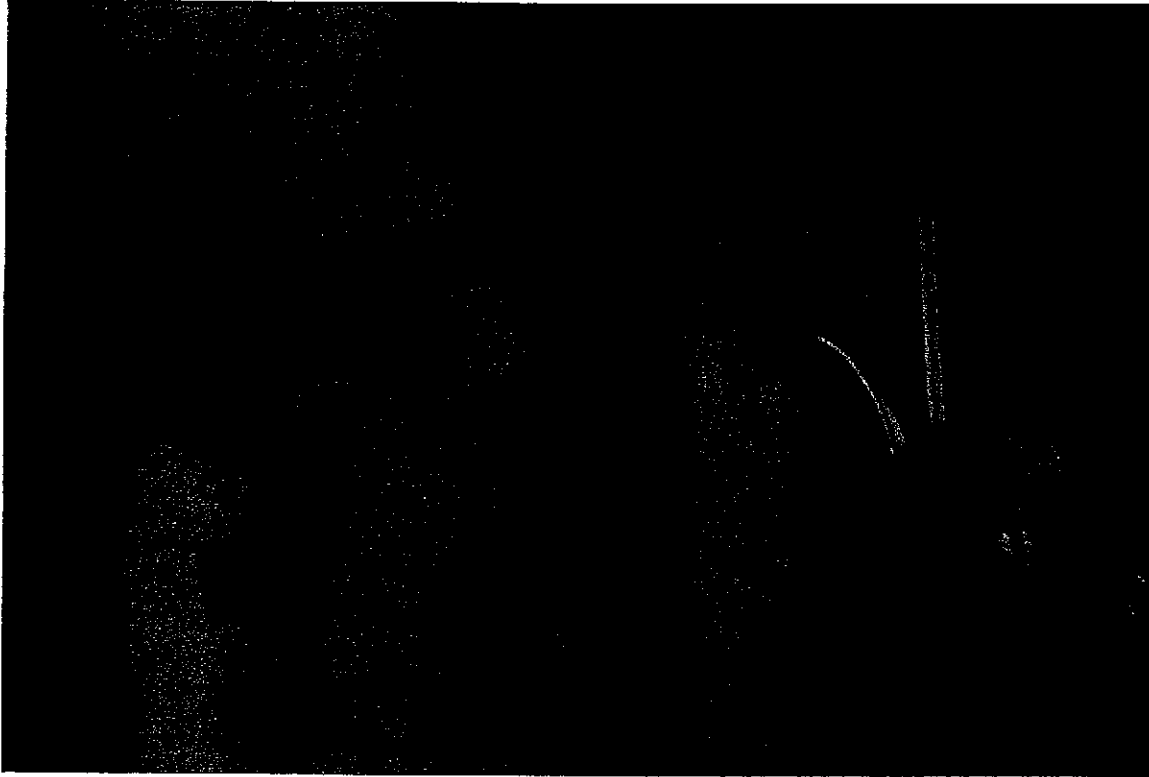
Offender Matthew Granberg
D.O.B. 11/27/1985
Offense Battery & Resisting a peace officer
DATE August 30, 2007
Time 2244 hours
Place Randolph & Michigan

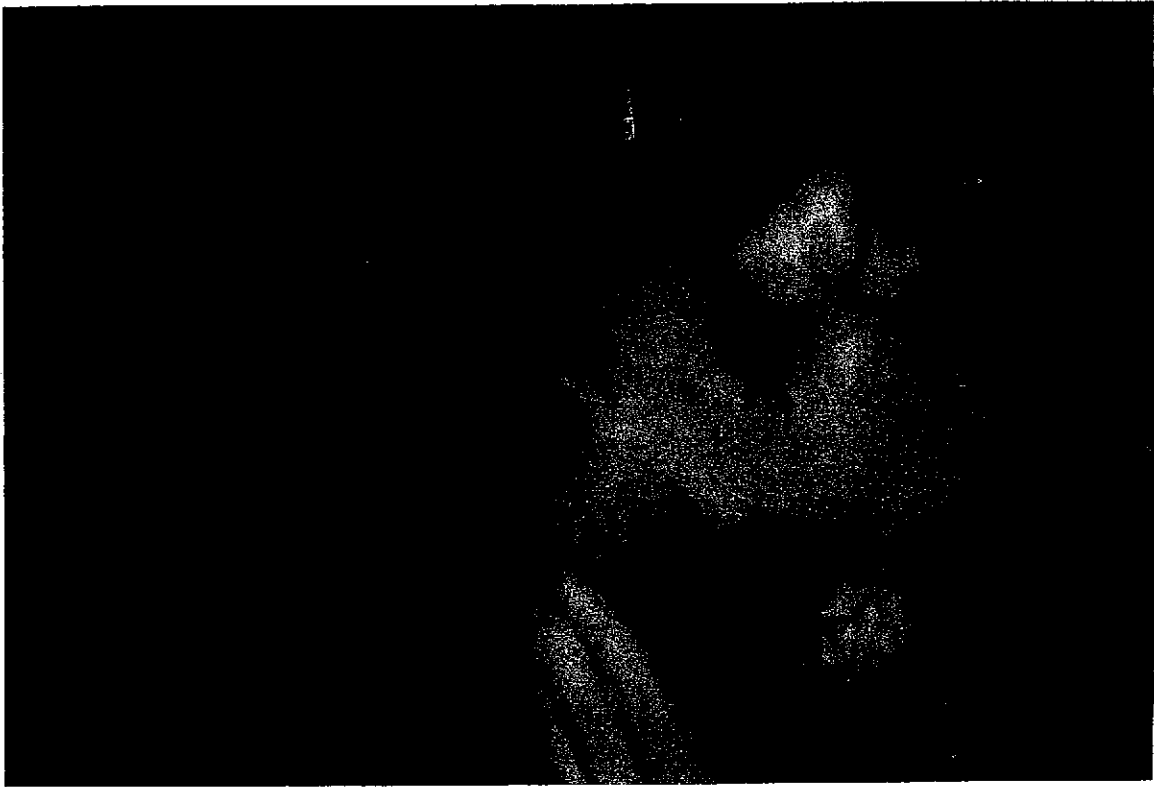




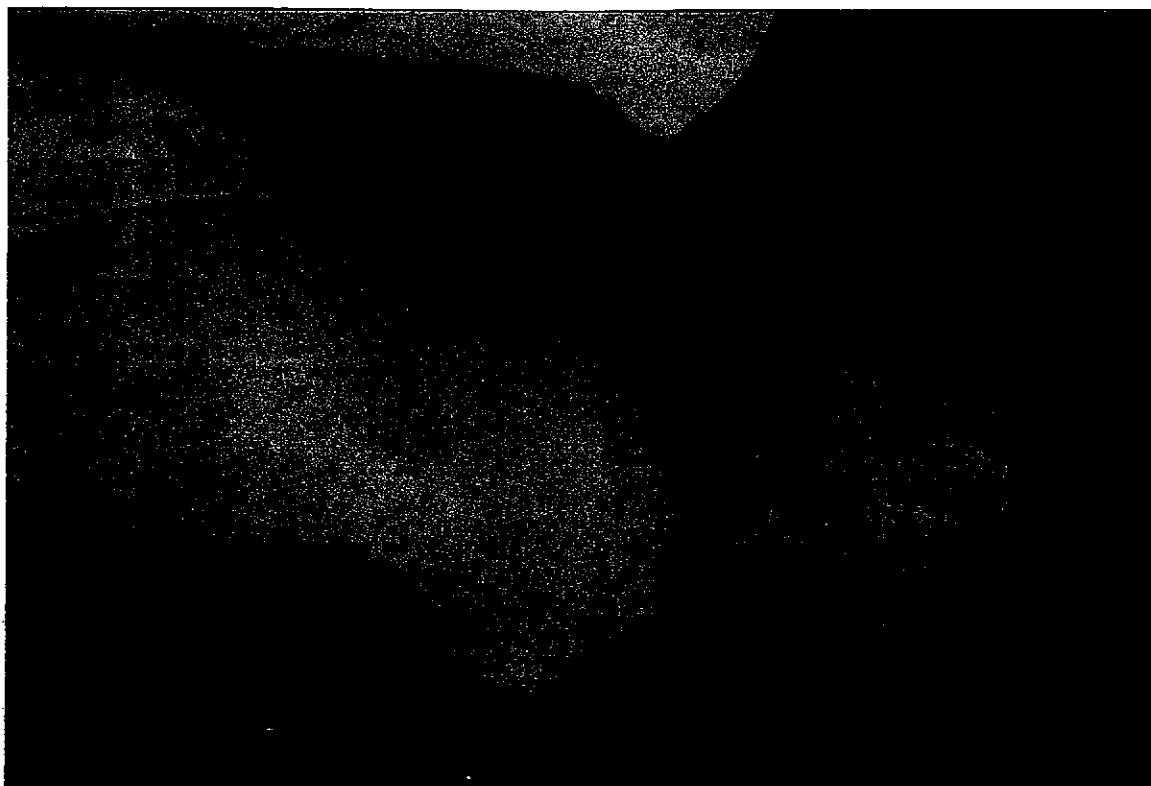


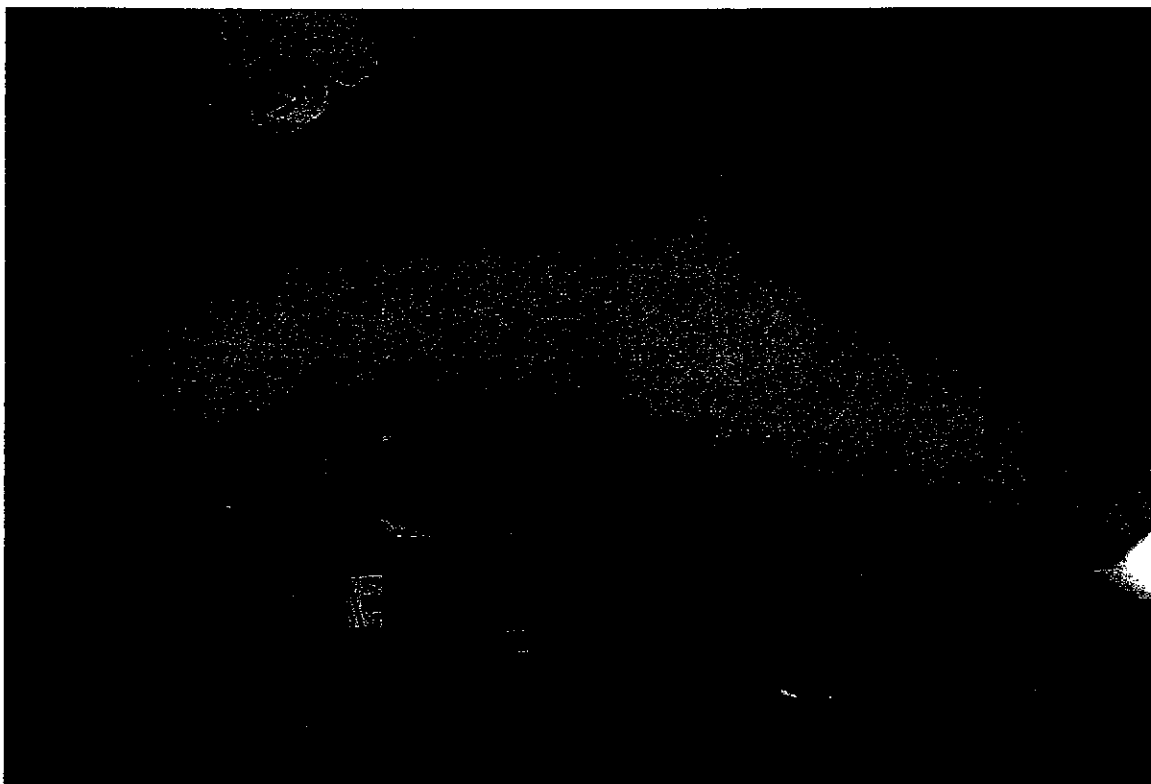
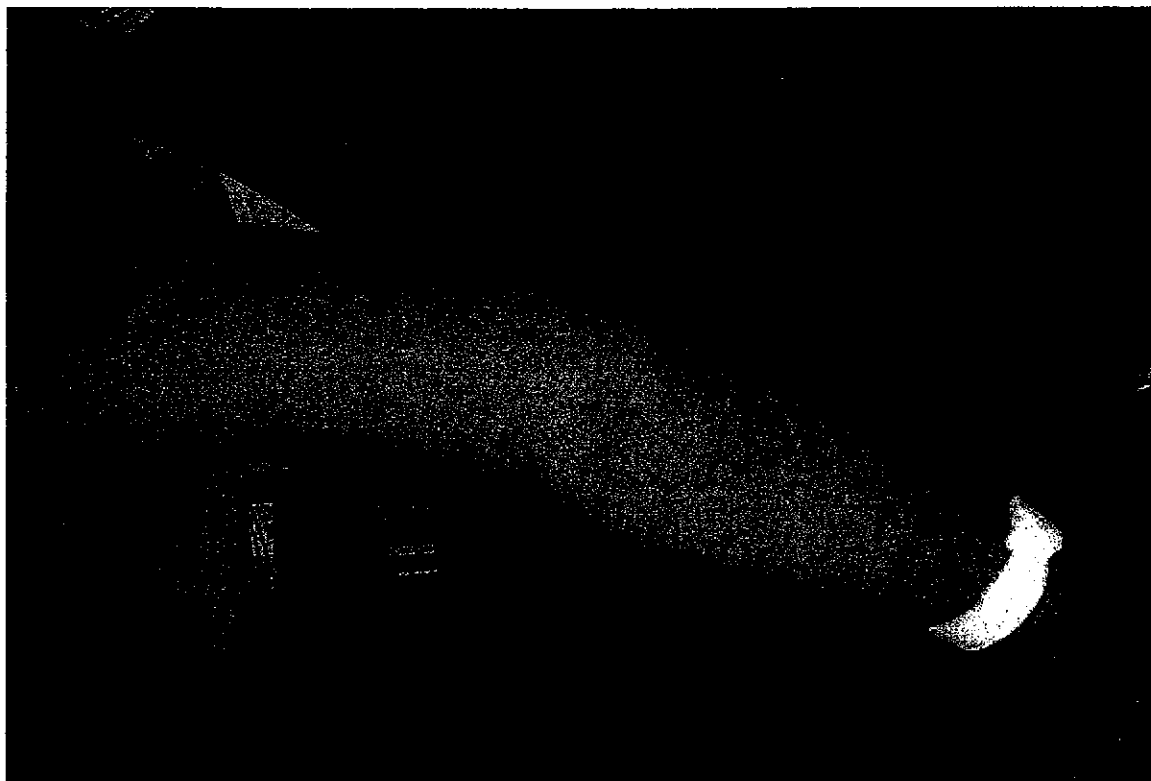






SC





CPD-31.903C (REV. 4/97)

CRIMINAL HISTORY REPORT

ORI/ILCPD0000

GRANBERG, MATHEW

IR # 1876756

SID #

FBI #

Current Arrest Information:Date of Birth 27-NOV-1985Age 21 yearsPlace of Birth ILLINOISSSN #Drivers License # G468156State CAScars, Marks, & Tattoos

MALE

WHITE

5'11"

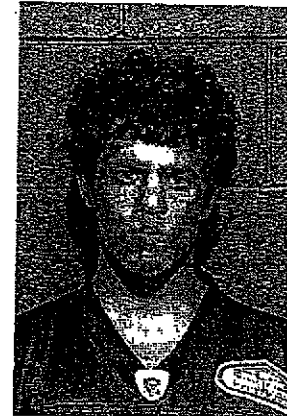
160 lbs

EYES : BRO

HAIR : BLK

HAIR STYLE :
CURLY

COMPLEXION : MED



Key Historical Identifiers:

<u>Aliases</u>	<u>Date used</u>	<u>Dates of Birth Use</u>	<u>Social Security Numbers Used</u>
GRANBERG, MATHEW	30-AUG-2007	27-NOV-1985	

Criminal Justice Summary: Total CPD Arrests: 1 (1 Felony, 0 Misdemeanor)

Total CPD Convictions: 0

-----ARREST-----

Arrest Name: GRANBERG, MATHEW

Arrest Date: 30-AUG-2007

Residence: 6119 JONOMA WAY

Date of Birth: 27-NOV-1985

Dist. of Detention: CENTRAL MALE LOCKUP

OAKLAND, CA 94606

CB No: 016999858

Arrest Charges

Officer:

[1] A M 720 ILCS 5.0/12-3-A-1

BATTERY - CAUSE BODILY HARM

Star No:

[1] 4 F 720 ILCS 5.0/31-1-A-7

RESISTING OR OBSTRUCTING A
PEACE OFFICER OR CORR EMP

Unit:

Court Charges/Dispositions

Seq. Statute

Charge

Case #

001 720-5/31-1-A-7

RESISTING OR OBSTRUCTING

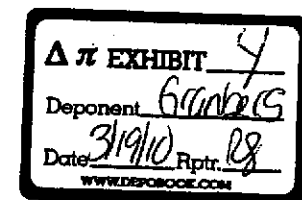
M 07128804601

Disposition: STRICKEN FROM DOCKET WITH LEAVE TO REINSTATE

19-OCT-2007

Sentence:

*** End of Record ***



CONFIDENTIAL - Further dissemination or unlawful use of information contained in this record is forbidden. When this record has served the purpose for which it was issued, it must be destroyed.

04-SEP-2008 10:23

Requested by: PC01728

CLEAR Data Warehouse

GRANBERG, MATHEW

CB# 16999858

**Charge(s) = RESISTING OR OBSTRUCTING A
PEACE OFFICER OR CORR EMP**

IR# = 1876756

M/WHI/21 - Height 511 / 160 lbs.

DOB = 27-NOV-1985

Arrest Date = 30-AUG-2007

Address of Arrest= 151 N MICHIGAN AVE

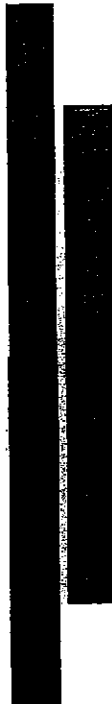
Beat of Arrest = 0124

LKA = 6119 JONOMA WAY

City = OAKLAND, CA

Beat of Residence =

**REQUESTED BY= PCOA149 on 18-September-2008 @ 9:00:43 AM
FOR OFFICIAL POLICE USE ONLY! NOT FOR DISSEMINATION!**



ORIGINAL

1 STATE OF ILLINOIS)
) SS:
2 COUNTY OF C O O K)

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - MUNICIPAL DIVISION

THE PEOPLE OF THE)
STATE OF ILLINOIS,)
)
Plaintiff,)
vs.) Case No. 07128804601
)
MATTHEW GRANBERG,)
)
Defendant.)

REPORT OF PROCEEDINGS of the trial had before
the Honorable Marvin P. Luckman, Judge of the
Municipal Division, heard on the 19th of October,
2007.

APPEARANCES:

HON. RICHARD A. DEVINE,
State's Attorney of Cook County, by:
By: Bret Franco,
Assistant State's Attorney
appeared for the People;

MR. EDWIN A. BURNETTE,
Public Defender of Cook County, by:
Mr. Ron Szymanski,
Assistant Public Defender
appeared for the Defendant.

Judith A. Dziewior
Official Court Reporter
C.S.R. 084-967



1 THE CLERK: 104-16, Matthew Grandberg.

2 MATTHEW GRANDBERG: Present.

3 THE COURT: Coming forward.

4 MR. FRANCO: Vadal (phonetic)

5 THE COURT: Who is that? Who are you,.

6 UNIDENTIFIED PERSON: I'm his father.

7 THE COURT: Behind the barrier.

8 MR. FRANCO: Metra? Someone from Metra?

9 Complaining witness is not in court, motion State

10 SOL.

11 THE COURT: Motion state SOL.

12 Sir, look behind you. Who is that

13 gentlemen?

14 MATTHEW GRANBERG: Who is that?

15 THE COURT: Yes.

16 MATTHEW GRANBERG: My father.

17 THE COURT: Do you listen to him?

18 MATTHEW GRANBERG. Yes.

19 THE COURT: If you listen to him more, you won't
20 even see me, so listen to him more and you will never
21 see me again.

22 Your case is over.

23 UNIDENTIFIED PERSON:-Thank you, your Honor.

24 Have a good day.

1 THE COURT: ~~Your welcome.~~

2
3 (WHEREUPON these were all the proceedings
4 Had in the above matter this date.)
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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
MUNICIPAL DEPARTMENT - FIRST MUNICIPAL DISTRICT

I, JUDITH A. DZIEWIOR, C.S.R., Official Court Reporter of the Circuit Court of Cook County, Municipal Division, do hereby certify that I have reported in shorthand the proceedings had at the hearing of the above-entitled cause; that I thereafter caused the foregoing to be transcribed into typewriting electronically, which I hereby certify is a true and accurate transcription of my stenographic notes and contains all the matters of the proceedings.

JUDITH ANN DZIEWIOR, C.S.R.
Official Court Reporter
C.S.R. 084-967

Dated this 25th day of
July, 2008.